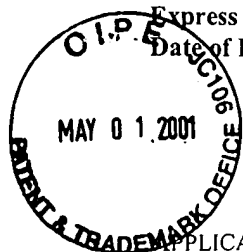


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Express Mail No. EK611912203US  
Date of Deposit: May 1, 2001

Attorney Docket No. 15966-606 (Cura-106)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS: Richard Shimkets *et al.*  
SERIAL NUMBER: 09/715,417 EXAMINER: Not Yet Assigned  
FILING DATE: November 16, 2000 ART UNIT: Not Yet Assigned  
FOR: NOVEL POLYPEPTIDES AND NUCLEIC ACIDS ENCODING SAME

May 1, 2001  
Boston, Massachusetts

Box IDS  
Assistant Commissioner for Patents  
Washington, D.C. 20231

**TRANSMITTAL LETTER**


Transmitted herewith for filing in the present application are the following documents:

- ☒ Information Disclosure Statement (2 pages);
- ☒ Modified Form 1449/PTO duplicate copy (2 pages);
- ☒ Copies of Cited references;
- ☒ Return Postcard.

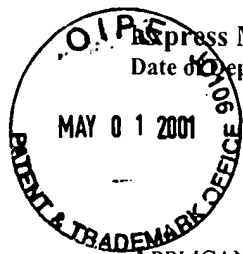
If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at 617/542-6000, Boston, Massachusetts.

No fee is believed to be due. However, if any fees are to be assessed, the Commissioner is hereby authorized to charge the balance due to the undersigned's account, Deposit Account No. 50-0311 (Reference 15966-606 (Cura-106)). A duplicate copy of this transmittal letter is enclosed.

Respectfully submitted,

  
Ivor R. Elrifi, Reg. No. 39,529  
Cynthia Kozakiewicz, Reg. No. 42,764  
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#7



Express Mail Label No.: Ek611912203US  
Date of Deposit: May 1, 2001

Attorney Docket No. 15966-606 (Cura-106)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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### BOX IDS

Assistant Commissioner for Patents  
Washington, D.C. 20231

### INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants hereby make of record the documents listed below and on the attached modified Form PTO-1449 (submitted in duplicate) in the above-identified application, copies of which are submitted herewith. The order of presentation of the references should not be construed as an indication of the importance of the references.

#### Other Prior Art-Non Patent Literature Documents:

Name of Author, Title (when appropriate), Publication, Volume, Page(s), Date, Etc.
Blum, et al., 1999. Direct Submission. GenBank Accession Number: <b>CAB61358</b>
Chodagam, et al., 1999. Direct Submission. GenBank Accession Number: <b>AF188634</b>
Chodagam, et al., 1999. Direct Submission. GenBank Accession Number: <b>AAF01457</b>
Clemenza, et al., 1995. Direct Submission. GenBank Accession Number: <b>Q29528</b>
Crowl, et al., 1999. Direct Submission. GenBank Accession Number: <b>AF157623</b>
Jauniaux, et al., 1997 "Sequencing analysis of a 36.8 kb fragment of yeast chromosome XV reveals 26 open reading frames including SEC63, CDC31, SUG2, GCD1, RBL2, PNT, PAC1 and VPH1." <u>Yeast</u> 13: 483-487. GenBank Accession Number: <b>Q08726</b>
Nagase, et al., 1996 "Prediction of the coding sequences of unidentified human genes. VI. The coding sequences of 80 new genes (KIAA0201-KIAA0280) deduced by analysis of cDNA clones from human cell line GK-1 and brain." <u>DNA Res.</u> 3 (5): 321-329. GenBank Accession Number: <b>D87433</b>
Nagase, et al., 1996 "Prediction of the coding sequences of unidentified human genes. VI. The coding sequences of 80 new genes (KIAA0201-KIAA0280) deduced by analysis of cDNA clones from human cell line GK-1 and brain." <u>DNA Res.</u> 3 (5): 321-329. GenBank Accession Number: <b>Q93072</b>
Smalley, C., 1999. Direct Submission. GenBank Accession Number: <b>CAB56566</b>
Tsai, et al., 1999 "SMRTER, a drosophila nuclear receptor coregulator, reveals that EcR-mediated repression is critical for development." <u>Mol. Cell</u> 4 (2): 175-186. GenBank Accession Number: <b>AAD52614</b>
Wilson, et al., 1994 "2.2 Mb of contiguous nucleotide sequence form chromosome III of <i>C. elegans</i> ." <u>Nature</u> . 368: 32-38. GenBank Accession Number: <b>P90884</b>

APPLICANTS: Richard Shimkets *et al.*  
U.S.S.N.: 09/715,417

This Information Disclosure Statement is being filed before the mailing date of the first Office Action.

A copy of each of the above-identified information is enclosed unless otherwise indicated on the attached Form PTO-1449 (modified). It is respectfully requested that the Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims, and signs the enclosed form PTO-1449 to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that: (1) a search has been performed, of the extent of any search performed, or that more relevant information does not exist; (2) the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and (3) the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his/her own conclusion regarding the relevance of the cited information. An early and favorable action is hereby requested. Please charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 15966-606(Cura 106).

Respectfully submitted,



Ivor R. Elrifi, Reg. No. 39,529  
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Dated: May 1, 2001



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PTO/SB (12-97)  
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Modified Form 1449/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)	<b>Application Number</b>	09/715,417
	<b>Filing Date</b>	11/16/00
	<b>First Named Inventor</b>	Shimkets, et al.
	<b>Group Art Unit</b>	
	<b>Examiner Name</b>	
	<b>Attorney Docket Number</b>	15966-606

U.S. PATENT DOCUMENTS							
Exam Initials	Cite No.	U.S. Patent Document No.	Issue Date	Name of Patentee(s) or Applicant(s)	Class	Sub Class	Filing Date If Appropriate
	A1						

FOREIGN PATENT DOCUMENTS					
Exam Initials	Cite No.	Foreign Patent Document Office Number	Name of Patentee(s) or Applicant(s)	Date of Publication	Translation Yes No
	B1				

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS		
Exam Initials	Cite No.	Name of Author, Title (when appropriate), Publication, Volume, Page(s), Date, Etc.
	C1	Blum, et al., 1999. Direct Submission. GenBank Accession Number: <b>CAB61358</b>
	C2	Chodagam, et al., 1999. Direct Submission. GenBank Accession Number: <b>AF188634</b>
	C3	Chodagam, et al., 1999. Direct Submission. GenBank Accession Number: <b>AAF01457</b>
	C4	Clemenza, et al., 1995. Direct Submission. GenBank Accession Number: <b>Q29528</b>
	C5	Crowl, et al., 1999. Direct Submission. GenBank Accession Number: <b>AF157623</b>
	C6	Jauniaux, et al., 1997 "Sequencing analysis of a 36.8 kb fragment of yeast chromosome XV reveals 26 open reading frames including SEC63, CDC31, SUG2, GCD1, RBL2, PNT", PAC1 and VPH1." <u>Yeast</u> 13: 483-487. GenBank Accession Number: <b>Q08726</b>
	C7	Nagase, et al., 1996 "Prediction of the coding sequences of unidentified human genes. VI. The coding sequences of 80 new genes (KIAA0201-KIAA0280) deduced by analysis of cDNA clones from human cell line GK-1 and brain." <u>DNA Res.</u> 3 (5): 321-329. GenBank Accession Number: <b>D87433</b>
	C8	Nagase, et al., 1996 "Prediction of the coding sequences of unidentified human genes. VI. The coding sequences of 80 new genes (KIAA0201-KIAA0280) deduced by analysis of cDNA clones from human cell line GK-1 and brain." <u>DNA Res.</u> 3 (5): 321-329. GenBank Accession Number: <b>Q93072</b>
	C9	Smalley, C., 1999. Direct Submission. GenBank Accession Number: <b>CAB56566</b>
	C10	Tsai, et al., 1999 "SMRTER, a drosophila nuclear receptor coregulator, reveals that EcR-mediated repression is critical for development." <u>Mol. Cell</u> 4 (2): 175-186. GenBank Accession Number: <b>AAD52614</b>
	C11	Wilson, et al., 1994 "2.2 Mb of contiguous nucleotide sequence form chromosome III of C. elegans." <u>Nature</u> . 368: 32-38. GenBank Accession Number: <b>P90884</b>

\* a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No. \_\_\_\_\_, filed \_\_\_\_\_, and relied upon for an earlier filing date under 35 U.S.C. §120 (continuation, continuation-in-part, and divisional applications).

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered.

Include copy of this form with next communication to applicant.

TRA 1509647v1